

RAILROAD COMMISSION OF TEXAS

VICTOR G. CARRILLO, CHAIRMAN
ELIZABETH A. JONES, COMMISSIONER
MICHAEL L. WILLIAMS, COMMISSIONER

INTERNAL
OIL AND GAS DIVISION
TOMMIE SEITZ, DIRECTOR

March 10, 2009

MEMORANDUM TO: Chairman Victor G. Carrillo
Commissioner Elizabeth A. Jones
Commissioner Michael L. Williams

FROM: William B. Miertschin, Assistant Director
Site Remediation

SUBJECT: **Site Remediation's Summary Report:**
February 2009

Attached is the monthly report concerning the State-managed pollution site cleanup activities. This report contains the following:

1. A summary of all attachments (Attachment A)
2. **In February 2009, a total of seventeen (17) activities were completed at a total cost of \$101,459.74. (Attachment B)**
3. **Of the activities completed in February 2009, none of these activities exceeded the original award amount by greater than 10%. (Attachment C)**
4. Of the activities completed in February 2009, seven (7) were routine cleanup activities, five (5) were emergency cleanup activities, and five (5) were assessment activities. (Attachment D)
5. In February 2009, a total of eighteen (18) activities have been authorized for bid solicitation and codes for a total estimated cost of \$704,731.90. (Attachment E)



William B. Miertschin

WBM/je
Attachments

ATTACHMENT A

Monthly State-Managed Pollution Site Cleanup Activities for February 2009 and FY 2009 to date

Completed Cleanup Activities (See Attachments B, C, & D)

| | | |
|----|---|--------------|
| 1. | Number of Cleanup Activities Completed in February 2009 | 17 |
| | Total Cost of Cleanup Activities Completed in February 2009 | \$101,459.74 |
| | Total Number of Cleanup Activities where the the Final Cost Exceeded the Award Amount by > 10% in February 2009 | 0 |
| 2. | Number of Cleanup Activities Completed in FY 2009 | 84 |
| | Total cost of Cleanup Activities Completed in FY 2009 | \$597,119.69 |
| | Total Number of Cleanup Activities where the the Final Cost Exceeded the Award Amount by > 10% in FY 2009 | 4 |

New Cleanup Activities (See Attachment E)

| | | |
|----|--|----------------|
| 1. | Number of Cleanup Activities Authorized for Bid Solicitation and Codes Issued in February 2009 | 18 |
| | Estimated Cost of Cleanup Activities Authorized in February 2009 | \$704,731.90 |
| 2. | Number of Cleanup Activities Authorized for Bid Solicitation and Codes Issued in FY 2009 | 143 |
| | Estimated Cost of Cleanup Activities Authorized in FY 2009 | \$2,867,058.16 |

Cleanup Activities Approved But Not Completed

| | | |
|----|--|----------------|
| 1. | Total Number of Remaining Cleanup Activities as of the last day of February 2009 | 124 |
| | Total Estimated Cost of Remaining Cleanup Activities | \$4,463,648.16 |

Cleanup Activities Canceled Without Cost to State

| | | |
|----|---|---|
| 1. | Number of Authorized Cleanup Activities Canceled in February 2009 | 0 |
| | Total Number of Authorized Cleanup Activities Canceled in FY 2009 | 2 |

Miscellaneous Codes - not included in final count but costs are included in final costs. (Attachment F)

| | | |
|----|---|---|
| 1. | In 143, a total of eighteen (18) activities have been authorized for bid solicitation | 0 |
| | Number of Miscellaneous Codes Completed in FY 2009 | 1 |

ATTACHMENT B**Summary of cleanup activities completed during February 2009**

| DIST NO. | THIS MONTH | | YEAR TO DATE | |
|---------------|------------|-------------------|--------------|---------------------|
| | COMP | COST TO STATE | COMP | COST TO STATE |
| 1 | 2 | \$5,089.00 | 19 | \$47,480.00 |
| 2 | 1 | \$386.00 | 2 | \$1,053.90 |
| 3 | 1 | \$21.00 | 8 | \$213,851.94 |
| 4 | 2 | \$36,393.44 | 10 | \$73,208.89 |
| 5 | 1 | \$4,998.50 | 1 | \$4,998.50 |
| 6 | 2 | \$20,258.17 | 9 | \$56,338.98 |
| 7B | 3 | \$10,486.00 | 12 | \$33,365.63 |
| 7C | 4 | \$22,672.63 | 12 | \$79,189.01 |
| 8 | 0 | \$0.00 | 3 | \$34,843.29 |
| 8A | 0 | \$0.00 | 1 | \$22,055.74 |
| 9 | 1 | \$1,155.00 | 7 | \$30,733.81 |
| 10 | 0 | \$0.00 | 0 | \$0.00 |
| TOTALS | 17 | 101,459.74 | 84 | \$597,119.69 |

ATTACHMENT C

Summary of cost overruns for cleanup activities completed in February 2009

| | This Month | Year-to-Date |
|---------------|---|---|
| DIST NO. | Final Cost Exceeded the Award Amount by > 10% | Final Cost Exceeded the Award Amount by > 10% |
| 1 | 0 | 1 |
| 2 | 0 | 0 |
| 3 | 0 | 1 |
| 4 | 0 | 2 |
| 5 | 0 | 0 |
| 6 | 0 | 0 |
| 7B | 0 | 0 |
| 7C | 0 | 0 |
| 8 | 0 | 0 |
| 8A | 0 | 0 |
| 9 | 0 | 0 |
| 10 | 0 | 0 |
| TOTALS | 0 | 4 |

ATTACHMENT D

Summary of cleanup activities completed during February 2009 by activity type

| TYPE OF ACTIVITY COMPLETED | THIS MONTH | | YEAR TO DATE | |
|---------------------------------------|------------|----------------------|--------------|----------------------|
| | NO. | COSTS | NO. | COSTS |
| Routine Site Cleanups (CU) | 7 | \$ 37,284.88 | 50 | \$ 229,898.59 |
| Emergency Site Cleanups (EC) | 5 | \$ 26,754.42 | 19 | \$ 185,388.50 |
| Assessment Activities (AS) | 5 | \$ 37,420.44 | 14 | \$ 181,325.53 |
| Abatement Activities (AB) | 0 | \$ - | 1 | \$ 280.00 |
| Partial Site Cleanups (PC) | 0 | \$ - | 0 | \$ - |
| Miscellaneous Cleanup Activities (MC) | 0 | \$ - | 1 | \$ 227.07 |
| TOTALS | 17 | \$ 101,459.74 | 84 | \$ 597,119.69 |

ATTACHMENT E

Summary of Cleanup Activities Approved/Codes Issued During February 2009

| DIST. NO. | THIS MONTH | | YEAR TO DATE | |
|---------------|------------|---------------------|--------------|-----------------------|
| | APPR | EST COST | APPR | EST COST |
| 1 | 1 | \$1,500.00 | 32 | \$205,980.00 |
| 2 | 0 | \$0.00 | 5 | \$66,911.00 |
| 3 | 1 | \$225,000.00 | 27 | \$1,373,549.67 |
| 4 | 4 | \$223,231.90 | 13 | \$296,057.40 |
| 5 | 2 | \$15,000.00 | 4 | \$33,500.00 |
| 6 | 0 | \$0.00 | 15 | \$252,433.30 |
| 7B | 4 | \$16,500.00 | 7 | \$33,000.00 |
| 7C | 2 | \$15,000.00 | 16 | \$102,914.50 |
| 8 | 2 | \$204,500.00 | 6 | \$318,410.94 |
| 8A | 0 | \$0.00 | 1 | \$24,656.00 |
| 9 | 1 | \$500.00 | 11 | \$59,012.00 |
| 10 | 1 | \$3,500.00 | 6 | \$100,633.35 |
| TOTALS | 18 | \$704,731.90 | 143 | \$2,867,058.16 |

Summary of Actions -- Cleanups
using State Funds
02/01/2009 to 02/28/2009

Date Run: 03/10/2009

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| Packet ID | Operator Lease | Priority | County | RRC Estimate | Cost to State | Difference |
|-------------|--|----------|--------------|-----------------|------------------|-------------|
| ----- | ----- | ----- | ----- | ----- | ----- | ----- |
| 01 54192 CU | Great Plains Resources, Inc. J. R. Tiller "A" | EC-A | CALDWELL | | | |
| | | | Packet Total | \$1,000.00 | \$684.00 | -\$316.00 |
| | | | | ----- | ----- | ----- |
| 01 54113 CU | LPG Energy Company Heinen, D.D. | CU-B | ATASCOSA | | | |
| | | | Packet Total | \$5,500.00 | \$4,405.00 | -\$1,095.00 |
| | | | | ----- | ----- | ----- |
| | | | REPORT TOTAL | \$6,500.00 | \$5,089.00 | -\$1,411.00 |
| | | | | ===== | ===== | ===== |

Summary of Actions -- Cleanups
 using State Funds
 02/01/2009 to 02/28/2009

Date Run: 03/10/2009

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| Packet ID | Operator Lease | Priority | County | RRC Estimate | Cost to State | Difference |
|-------------|----------------------------|----------|--------------|-----------------|------------------|------------|
| ----- | ----- | ----- | ----- | ----- | ----- | ----- |
| 02 54181 CU | Unidentified | AS-A | LAVACA | | | |
| | James Bellinger Stock Tank | | Packet Total | \$500.00 | \$386.00 | -\$114.00 |
| | | | | ----- | ----- | ----- |
| | | | REPORT TOTAL | \$500.00 | \$386.00 | -\$114.00 |
| | | | | ===== | ===== | ===== |

Summary of Actions -- Cleanups
using State Funds
02/01/2009 to 02/28/2009

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| Packet ID | Operator Lease | Priority | County | RRC Estimate | Cost to State | Difference |
|-------------|-------------------|----------|--------------|-----------------|------------------|------------|
| ----- | ----- | ----- | ----- | ----- | ----- | ----- |
| 03 54162 CU | Unidentified | AS-A | JASPER | | | |
| | Buna Truck Yard | | Packet Total | \$100.00 | \$21.00 | -\$79.00 |
| | | | | ----- | ----- | ----- |
| | | | REPORT TOTAL | \$100.00 | \$21.00 | -\$79.00 |
| | | | | ===== | ===== | ===== |

Summary of Actions -- Cleanups
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| Packet ID | Operator Lease | Priority | County | RRC Estimate | Cost to State | Difference |
|-------------|--|----------|--------------|-----------------|------------------|--------------|
| 04 54105 CU | Steve's Oilfield Services, Inc. Mud Disposal Pit (Sanford Prop) | AS-A | KLEBERG | | | |
| | | | Packet Total | \$17,095.50 | \$6,583.36 | -\$10,512.14 |
| 04 53752 CU | Unidentified Petronila Creek NPS | AS-A | NUECES | | | |
| | | | Packet Total | \$29,925.00 | \$29,810.08 | -\$114.92 |
| | | | REPORT TOTAL | \$47,020.50 | \$36,393.44 | -\$10,627.06 |

Summary of Actions -- Cleanups
 using State Funds
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| Packet ID | Operator Lease | Priority | County | RRC Estimate | Cost to State | Difference |
|-------------|-------------------|----------|--------------|-----------------|------------------|------------|
| 05 54198 CU | Unidentified | EC-A | FALLS | | | |
| | | | Packet Total | \$5,000.00 | \$4,998.50 | -\$1.50 |
| | | | REPORT TOTAL | \$5,000.00 | \$4,998.50 | -\$1.50 |

Summary of Actions -- Cleanups
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| Packet ID | Operator Lease | Priority | County | RRC Estimate | Cost to State | Difference |
|-------------|------------------------------------|----------|--------------|-----------------|------------------|-------------|
| 06 54002 CU | Forrester, J.L. Coleman | CU-B | HARRISON | | | |
| | | | Packet Total | \$4,500.00 | \$2,799.25 | -\$1,700.75 |
| 06 54076 CU | Unidentified Florence Tank Site | EC-A | RUSK | | | |
| | | | Packet Total | \$25,000.00 | \$17,458.92 | -\$7,541.08 |
| | | | REPORT TOTAL | \$29,500.00 | \$20,258.17 | -\$9,241.83 |

Summary of Actions -- Cleanups
using State Funds
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| Packet ID | Operator Lease | Priority | County | RRC Estimate | Cost to State | Difference |
|-------------|--|----------|--------------|-----------------|------------------|-------------|
| ----- | ----- | ----- | ----- | ----- | ----- | ----- |
| 7B 53896 CU | Simon, W.D. Oil Co Pinson, L.E. | CU-B | STONEWALL | | | |
| | | | Packet Total | \$10,000.00 | \$5,526.00 | -\$4,474.00 |
| | | | | ----- | ----- | ----- |
| 7B 54142 CU | Trivesco Petroleum Corporation Eubanks, E.J. Mrs. | CU-B | CALLAHAN | | | |
| | | | Packet Total | \$5,000.00 | \$2,502.00 | -\$2,498.00 |
| | | | | ----- | ----- | ----- |
| 7B 54203 CU | Unidentified Beckham Property | EC-A | CALLAHAN | | | |
| | | | Packet Total | \$4,500.00 | \$2,458.00 | -\$2,042.00 |
| | | | | ----- | ----- | ----- |
| | | | REPORT TOTAL | \$19,500.00 | \$10,486.00 | -\$9,014.00 |
| | | | | ===== | ===== | ===== |

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| Packet ID | Operator Lease | Priority | County | RRC Estimate | Cost to State | Difference |
|-------------|---|----------|--------------|-----------------|------------------|-------------|
| ----- | ----- | ----- | ----- | ----- | ----- | ----- |
| 7C 54025 CU | Adams, S. E. Pallie Phelan -A- | CU-A | COKE | | | |
| | | | Packet Total | \$22,000.00 | \$18,649.13 | -\$3,350.87 |
| | | | | ----- | ----- | ----- |
| 7C 54151 CU | Always Consulting Inc Russell Heirs | CU-C | MENARD | | | |
| | | | Packet Total | \$2,000.00 | \$467.50 | -\$1,532.50 |
| | | | | ----- | ----- | ----- |
| 7C 54109 CU | Ashmun & Hilliard Robinson, Mary "A" | AS-A | SCHLEICHER | | | |
| | | | Packet Total | \$1,500.00 | \$620.00 | -\$880.00 |
| | | | | ----- | ----- | ----- |
| 7C 54128 CU | Unidentified 100 bbl. Blue Tank | CU-B | RUNNELS | | | |
| | | | Packet Total | \$3,500.00 | \$2,936.00 | -\$564.00 |
| | | | | ----- | ----- | ----- |
| | | | REPORT TOTAL | \$29,000.00 | \$22,672.63 | -\$6,327.37 |
| | | | | ===== | ===== | ===== |

Summary of Actions -- Cleanups
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| Packet ID | Operator Lease | Priority | County | RRC Estimate | Cost to State | Difference |
|-------------|--------------------------|----------|--------------|-----------------|------------------|------------|
| 09 54188 CU | KTC Oil Enterprises, LLC | EC-A | YOUNG | | | |
| | E. R. Prideaux "A" | | Packet Total | \$2,000.00 | \$1,155.00 | -\$845.00 |
| | | | REPORT TOTAL | \$2,000.00 | \$1,155.00 | -\$845.00 |

Summary of Approvals -- Cleanups
using State Funds
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| Packet ID | Operator Lease | County Lse or Gas ID | Priority | Number Approved | RRC Estimate |
|-------------|---------------------------------------|-------------------------|----------|--------------------|-----------------|
| 01 54183 CU | Source Petroleum Inc Koenig, Oscar | MEDINA 04694 | AS-A | 1 | \$1,500 |
| TOTAL | | | | 1 | \$1,500 |

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| Packet ID | Operator Lease | County Lse or Gas ID | Priority | Number Approved | RRC Estimate |
|-------------|---|-------------------------|----------|--------------------|-----------------|
| 03 54201 CU | Merritt Operating, Inc. Pratt, H. J. | POLK 02760 | EC-A | 1 | \$225,000 |
| TOTAL | | | | 1 | \$225,000 |

Summary of Approvals -- Cleanups
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| Packet ID | Operator Lease | County Lse or Gas ID | Priority | Number Approved | RRC Estimate |
|-------------|---|-------------------------|----------|--------------------|-----------------|
| 04 54194 CU | Energy 2000, Inc. Trevino -A- | ZAPATA 00709 | CU-B | 1 | \$18,000 |
| 04 54202 CU | Energy 2000, Inc. Duval County Ranch Co. -B- | DUVAL 07884 | EC-A | 1 | \$8,000 |
| 04 54120 CU | Unidentified Unknown | NUECES 1 | AS-A | 1 | \$97,274 |
| 04 54199 CU | Unidentified Petronila Creek NPS | NUECES | AS-A | 1 | \$99,957 |
| TOTAL | | | | 4 | \$223,231 |

Summary of Approvals -- Cleanups
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| Packet ID | Operator Lease | County Lse or Gas ID | Priority | Number Approved | RRC Estimate |
|-------------|--|-------------------------|----------|--------------------|-----------------|
| 05 54177 CU | Hill County Production Co. Vosburg, Charles | HILL 01462 | CU-B | 1 | \$12,500 |
| 05 54208 CU | Unidentified Koepp, Robert Property | HENDERSON | AS-A | 1 | \$2,500 |
| TOTAL | | | | 2 | \$15,000 |

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| Packet ID | Operator Lease | County Lse or Gas ID | Priority | Number Approved | RRC Estimate |
|-------------|--|-------------------------|----------|--------------------|-----------------|
| 7B 54206 CU | Horn Energy Vance H | CALLAHAN 25343 | CU-B | 1 | \$5,000 |
| 7B 54204 CU | Unidentified Baker Ranch Seep | SHACKELFORD | EC-A | 1 | \$2,500 |
| 7B 54203 CU | Unidentified Beckham Property | CALLAHAN | EC-A | 1 | \$4,500 |
| 7B 54211 CU | Whon Oil & Gas, Inc. Martin, James F. | COLEMAN 00916 | CU-B | 1 | \$4,500 |
| | | | TOTAL | 4 | \$16,500 |

Summary of Approvals -- Cleanups
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| Packet ID | Operator Lease | County Lse or Gas ID | Priority | Number Approved | RRC Estimate |
|-------------|--|-------------------------|----------|--------------------|-----------------|
| 7C 54205 CU | Janlo Operating Todd Ranch "A" | CROCKETT 041170 | CU-C | 1 | \$8,000 |
| 7C 54033 CU | Taurus Operating, Inc. Shannon Estate -A- | CROCKETT 07161 | CU-B | 1 | \$7,000 |
| TOTAL | | | | 2 | \$15,000 |

Summary of Approvals -- Cleanups
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| Packet ID | Operator Lease | County Lse or Gas ID | Priority | Number Approved | RRC Estimate |
|-------------|---|-------------------------|----------|--------------------|-----------------|
| 08 54209 CU | Patterson Water Disposal Dickenson, Edward | PECOS 31121 | CU-A | 1 | \$199,500 |
| 08 54200 CU | Unidentified | ECTOR | EC-A | 1 | \$5,000 |
| TOTAL | | | | 2 | \$204,500 |

Summary of Approvals -- Cleanups
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| Packet ID | Operator Lease | County Lee or Gas ID | Priority | Number Approved | RRC Estimate |
|-------------|---|-------------------------|----------|--------------------|-----------------|
| 09 54210 CU | KTC Oil Enterprises, LLC Tidewater Burnett "B" | WICHITA 13229 | AS-B | 1 | \$500 |
| TOTAL | | | | 1 | \$500 |

Summary of Approvals -- Cleanups
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| Packet ID | Operator Lease | County Lse or Gas ID | Priority | Number Approved | RRC Estimate |
|-------------|----------------------------|-------------------------|----------|--------------------|-----------------|
| 10 54207 CU | D. C. K. Corp. D. Kehoe | MOORE 05320 | AS-B | 1 | \$3,500 |
| TOTAL | | | | 1 | \$3,500 |